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OFFICE OF PETITIONS

In re Application of :
Edward P. Ingenito :
Application No. 10/649,232 : **ON PETITION**
Filed: August 26, 2003 :
Attorney Docket No. 10991-002004 :

This is in response to the petition to withdraw the holding of abandonment under 37 CFR 1.181, filed September 6, 2006.

The application was held abandoned for failure to file a reply to the non-final Office action mailed January 25, 2006. A Notice of Abandonment was mailed on August 4, 2006.

A review of the file reveals that applicant did file a reply on July 31, 2006, made timely by obtaining a three month extension of time and including a Certificate of Mailing dated July 25, 2006. In view thereof, it is obvious that the Notice of Abandonment was mailed in error.

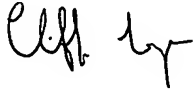
Accordingly, the petition under 37 CFR 1.181 is **GRANTED**.

The holding of abandonment is **WITHDRAWN**.

The Notice of Abandonment is **VACATED**.

The matter is being forwarded to Group Art Unit 3763 for consideration of the Amendment filed July 31, 2006 (made timely by obtaining a three month extension of time and including a Certificate of Mailing dated July 25, 2006).

Telephone inquiries concerning this decision may be directed to the undersigned at 571-272-3207.

A handwritten signature in black ink, appearing to read "Cliff Congo".

Cliff Congo
Petitions Attorney
Office of Petitions